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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Case No. 2:21-mj-00774-EJY

17 Plaintiff,

18 **STIPULATION TO CONTINUE**
19 **PRELIMINARY HEARING**
20 (Second Request)

21 v.

22 CHRISTOPHER BIGGERS,

23 Defendant.

24 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
25 Acting United States Attorney, and Bianca R Pucci, Assistant United States Attorney, counsel
1 for the United States of America, and Rene L. Valladares, Federal Public Defender, and
2 Benjamin F. J. Nemec, Assistant Federal Public Defender, counsel for Christopher Biggers, that
3 the Preliminary Hearing currently scheduled on November 4, 2021, be vacated and continued
4 to a date and time convenient to the Court, but no sooner than sixty (60) days.

5 This Stipulation is entered into for the following reasons:

6 1. Parties have entered into pre-indictment negotiations and need additional time
7 to resolve this matter.

2. The government is in the process of preparing and producing discovery.

Counsel for the defendant will require additional time to review and investigate discovery and meet with the client to discuss the details prior to proceeding.

2. Defendant is incarcerated and does not object to a continuance

3. Parties agree to the continuance.

4. Additionally, denial of this request for continuance could result in a

miscarriage of justice.

5. The additional time requested by this stipulation is excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(b) and 3161(h)(7)(A), considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv).

This is the second request for continuance filed herein.

DATED this 1st day of November 2021.

RENE L. VALLADARES
Federal Public Defender

**CHRISTOPHER CHIOU
Acting United States Attorney**

By /s/ Benjamin F. J. Nemec

BENJAMIN F. J. NEMEC
Assistant Federal Public Defender

By /s/ *Bianca R Pucci*

BIANCA R PUCCI
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
CHRISTOPHER BIGGERS,
Defendant.

Case No. 2:21-mj-00774-EJY

ORDER

Based on the Stipulation of counsel and good cause appearing,
IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on
November 4, 2021 at the hour of 4:00 p.m., be vacated and continued to January 3, 2022 at
the hour of 4:00 p.m., in Courtroom 3A.

DATED this 1st day of November 2021.

Elayna J. Zouckar
UNITED STATES MAGISTRATE JUDGE